

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE

ROBERT EDWARD EATON, :
: Petitioner, :
v. : : Civ. Act. No. 07-281-JJF
: :
PERRY PHELPS, Warden, and :
JOSEPH R. BIDEN, III, :
Attorney General of the :
State of Delaware, :
: Respondents. :
:

O R D E R

At Wilmington, this 30 day of July, 2008, for the reasons set forth in the Memorandum Opinion issued this date;

IT IS HEREBY ORDERED that:

1. Petitioner Robert Edward Eaton's Application For A Writ of Habeas Corpus Pursuant To 28 U.S.C. § 2254 (D.I. 1.) is DISMISSED, and the relief requested therein is DENIED.
2. The Court declines to issue a certificate of appealability, because Petitioner has failed to satisfy the standards set forth in 28 U.S.C. § 2253(c) (2) .


UNITED STATES DISTRICT JUDGE